

**Supplement to Amended Acknowledgment and
Amended Notice of Acknowledgment
of Acceptance of R.S. 2477
Right-of-Way Grant**

Entry 2008005763
Book 1094 Page 901-909 \$0.00
12-JUN-08 08:56
RANDY SIMMONS
RECORDER, UINTAH COUNTY, UTAH
GOVERNOR OF THE STATE OF UTAH
STATE CAPITOL COMPLEX E220 PO BOX 14220
Rec By: HEATHER HOLMES , DEPUTY

THE STATE OF UTAH

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TO ALL WHOM THESE PRESENTS SHALL COME, Greeting:


This Supplement to Amended Acknowledgment and Amended Notice of Acknowledgment and the affidavits attached hereto as Exhibit A supplement and support the Amended Acknowledgment and Amended Notice of Acknowledgment, previously made under Utah Code Sections 72-5-309 through 310 inclusive, as it pertains to the highway located in Uintah County known as Atchee Wash Road; County Road Number: 4240; State Geographic Information Database (SGID) Road Identification Number: RD240361.

This document supplements and supports the information contained in the document first recorded at **Ent 2006012456, Bk 1006, Beg Pg 834**, as modified by the Amended Acknowledgment and Amended Notice of Acknowledgment recorded on **12/27/2007 at Ent 2007014344, Bk 1068, Beg Pg 813**. A legal description is attached hereto as Exhibit B.

In Witness Whereof, I, John Harja, the official designee of the Governor of the State of Utah, in conformity to the laws of the State (Utah Code Sections 72-5-308 through 310 inclusive), have caused this Supplement to Amended Acknowledgment and Amended Notice of Acknowledgment to be made.

Signed by my hand in Salt Lake City, Utah, the 6th day of June, 2008.

By the Governor's Designee



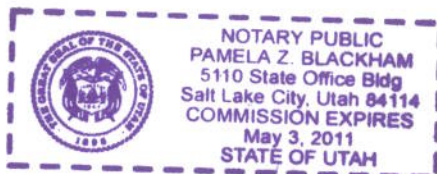
John Harja

CERTIFICATION

State of Utah)
: ss
County of Salt Lake)

I hereby certify that the signer of the foregoing document, John Harja, is personally known by me, has made a voluntary signature and taken an oath stating that he is the official designee of the Governor of the State of Utah and is authorized to sign this document on the Governor's behalf pursuant to Utah Code Section 72-5-309. He further vouched that, based upon information and belief, the facts alleged therein are true.

Dated this 6th day of June, 2008.





Notary Public

Exhibit A

AFFIDAVIT OF J. CHARLES BREWER

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ATCHEE WASH ROAD

UINTAH COUNTY, UTAH

COUNTY ROAD NUMBER 4240

State of Utah)
 : ss
County of Uintah)

J. CHARLES BREWER, being first duly sworn, deposes and states as follows:

1. I am an adult competent to testify about the matters set forth below based upon my personal knowledge. I currently reside in Uintah County, Utah. I have lived in Uintah County 64 years.

2. I have traveled and am familiar with a road in Uintah County known as the Atchee Wash Road. I am also familiar with the land the road traverses. When I first used and observed the road in the early 1960's, it followed the same route as in January of 2006 when I last observed it. Attached is a Uintah County map showing Atchee Wash Road. To the best of my knowledge and based upon my use of and familiarity with this road and the land it traverses, the location and route of the road are correctly illustrated on the attached map.

3. I am informed that the County also identifies this road according to the road number listed above.

4. I have observed that the road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1960's and continuing through 1976 to January of 2006. Throughout this time period I have observed travel on the road by various means, including trucks, jeeps and large 18-wheelers. Throughout this time period, the road has been used daily for more than ten continuous years prior to 1976, and was used daily up to January of 2006.

5. Throughout the time period from the early 1960's to January of 2006, I have used the road myself for the following uses: livestock operations, hunting, oil and gas exploration or development, recreation and wood gathering.

6. Throughout the time period described in the previous paragraph, I observed other vehicles from the general public using the road at various times for the uses described in the previous paragraph, plus the following uses: mining, prospecting for minerals, hunting, traveling in and through the area, livestock operations, camping, picnicking, hiking and/or sight-seeing, other commerce and government access.

7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1960's and continuing through 1976 to the present, for the uses described in the previous paragraphs.

8. I observed the following evidence of maintenance/construction activities on the road prior to 1976: Graders and other mechanical road work equipment belonging to Uintah County and other entities, being used to build and maintain the road since the early 1960s.

DATED this 16 day of October, 2006.


J. CHARLES BREWER

SUBSCRIBED AND SWORN to before me this 16 day of October, 2006.

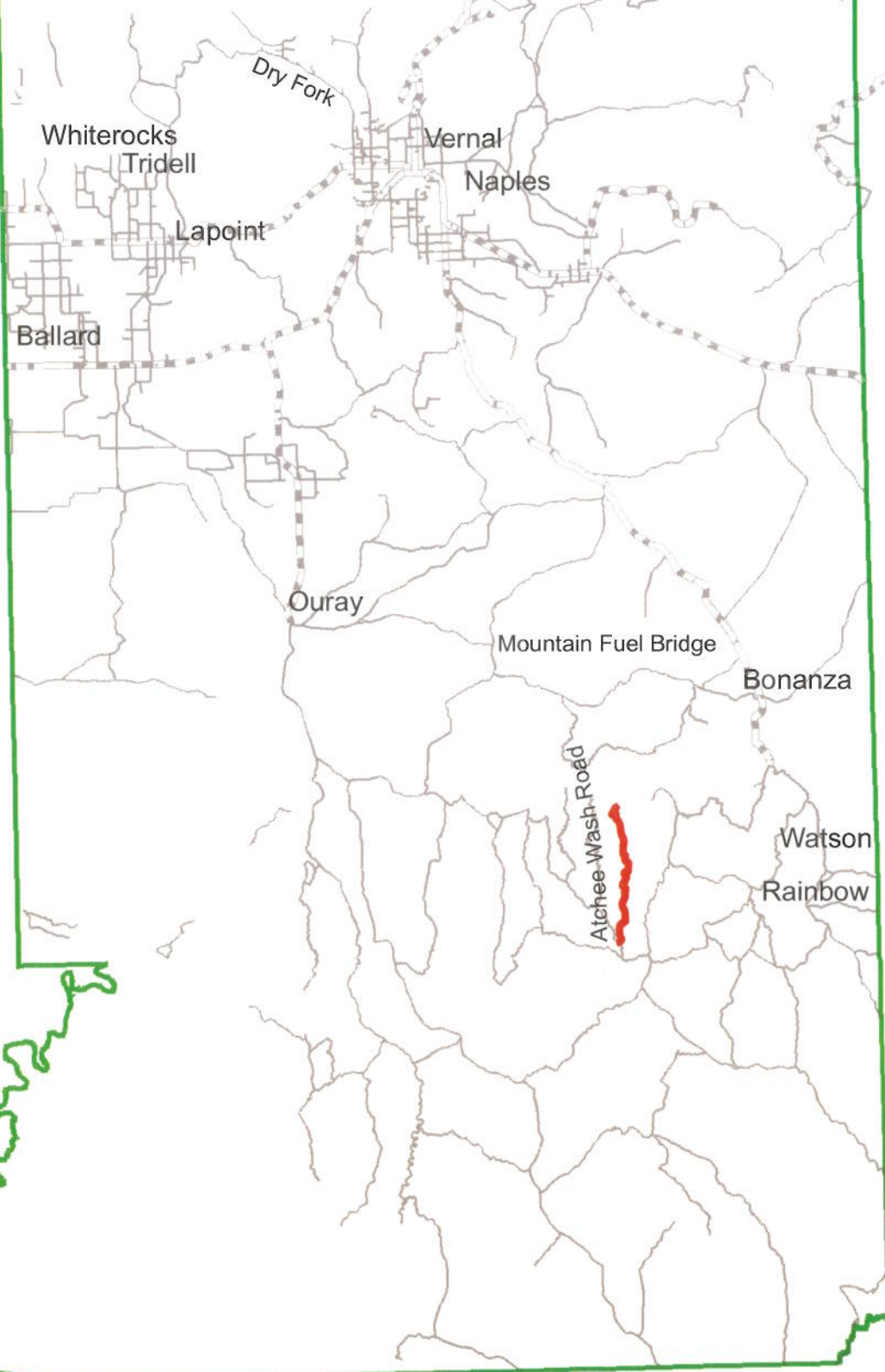



NOTARY PUBLIC

UINTAH COUNTY

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Atchee Wash Road
Road # 4240
RD240361



Legend

 Atchee Wash Road

Roads

 Class B Roads

 Federal or State

 Uintah County



AFFIDAVIT OF DUANE BOREN

ATCHEE WASH ROAD

UINTAH COUNTY, UTAH

COUNTY ROAD NUMBER 4240

State of Utah)
 : ss
County of Uintah)

DUANE BOREN, being first duly sworn, deposes and states as follows:

1. I am an adult competent to testify about the matters set forth below based upon my personal knowledge. I currently reside in Uintah County, Utah. I have lived in Uintah County 55 years.

2. I have traveled and am familiar with a road in Uintah County known as Atchee Wash Road. I am also familiar with the land the road traverses. When I first used and observed the road in the early 1958, it followed the same route as 2005, when I last observed it. Attached is a Uintah County map showing Atchee Wash Road. To the best of my knowledge and based upon my use of and familiarity with this road and the land it traverses, the location and route of the road are correctly illustrated on the attached map.

3. I am informed that the County identifies this road according to the road number described above.

4. I have observed that the road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1958 and continuing through 1976 to 2005. During this time period I have observed travel on the road by various means, including cars and pickup trucks. During this time period, the road has been used daily.

5. During the time period from 1958 to 2005, I have used the road myself for hunting, fishing and trapping.

6. During the time period described in the previous paragraph, I observed vehicles using the road at various times for mining, prospecting for minerals, traveling in and through the area and recreation.

7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1958 and continuing through 1976 to the present, for the uses described in the previous paragraphs.

8. I observed the following evidence of maintenance and construction activities on the road prior to 1976: I have personally observed the graded surface of the road since 1958..

Dated this 18 day of Oct, 2006.

J. Duane Boren
DUANE BOREN

SUBSCRIBED AND SWORN TO before me this 18 day of OCT, 2006.

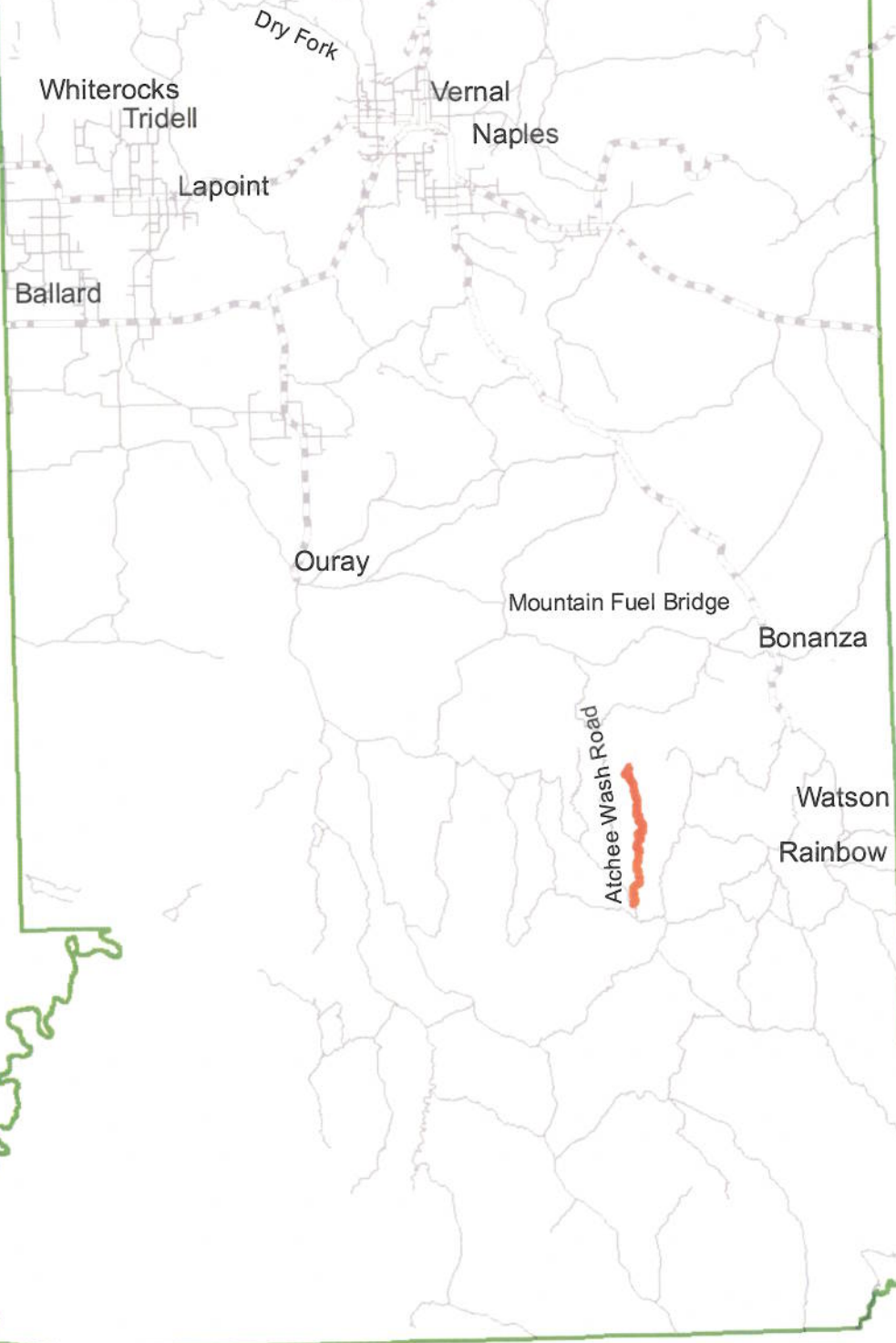
[Signature]
Notary Public
LINTAH G. RECORDER



UINTAH COUNTY

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Atchee Wash Road
Road # 4240
RD240361



Legend

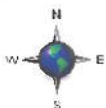
 Atchee Wash Road

Roads

 Class B Roads

 Federal or State

 Uintah County



Uintah County



Exhibit B

Beginning & Ending Points and Township, Range, and Section References For:

Popular Name: Atchee Wash Road

County: Uintah

County Road Number: 4240

State Geographic Information Database (SGID) Road Identification Number: RD240361.

Total Road Length: 9.41 miles more or less.

Beginning at a point on the road centerline located at 39 degrees 48 minutes 49.27 seconds North Latitude and -109 degrees 19 minutes 045.5 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,250,093.1 feet and Y = 7,108,258.1 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 39 degrees 55 minutes 35.19 seconds North Latitude and -109 degrees 19 minutes 42.05 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,249,365.2 feet and Y = 7,149,322.5 feet based on the US Survey Foot conversion.

This road may traverse:

Township 10 South Range 23 East, Section(s) 28,33, Salt Lake Base & Meridian

Township 11 South Range 23 East, Section(s) 3,10,11,15,22,27,34, Salt Lake Base & Meridian